THE HON'BLE SRI BILAL NAZKI, THE ACTING CHIEF JUSTICE

and

THE HON'BLE SRI JUSTICE R.SUBHASH REDDY

WRIT APPEAL NO.1561 OF 2005

Date: 20-09-2005

Between:

K.V.Pullaiah @ Netha Pullaiah …Appellant

And

The Government of Andhra Pradesh

And others …Respondents

THE HON'BLE SRI BILAL NAZKI, THE ACTING CHIEF JUSTICE

and

THE HON'BLE SRI JUSTICE R.SUBHASH REDDY

WRIT APPEAL NO.1561 OF 2005

J U D G M E N T (Per the Hon'ble Sri Bilal Nazki, ACJ)

This writ appeal is filed against the order passed by the learned Single Judge in W.P.No.8842 of 2005. The petitioner was enjoying police security and on 03-03-2005 the security has been withdrawn. The petitioner filed the writ petition seeking a direction that police should provide him personal security.

Counter-affidavit was filed, in which it is stated that the petitioner had contested the

election as Sarpanch, therefore, police escort was provided to him. Later, he was removed as Sarpanch and according to the police there was no threat to the life of the petitioner.

It is submitted by learned counsel for the petitioner/appellant that after the order of removal was passed, the petitioner had challenged his removal as Sarpanch in a writ petition. In that writ petition interim suspension was granted and at present, he is continuing as Sarpanch.

Be that as it may, it is settled law that providing security depends upon the threat perception to the life of a citizen as perceived by the police authority concerned. The Superintendent of Police concerned has categorical that there was no threat to the life of the petitioner/appellant and we are not in a position to take a view of our own in such a matter. In these circumstances, we do not find any merit in this appeal, which is accordingly dismissed. No order as to costs.

_____

(Bilal Nazki, ACJ)

20th September, 2005

_____

(R.Subhash Reddy,J)

-

-

vrn